

**BEFORE THE  
CALIFORNIA BOARD OF OCCUPATIONAL THERAPY  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA**

In the Matter of the Accusation/Petition to  
Revoke Probation Against:

Case No. OT-2005-64-S

**EMILY VRKLJAN  
470 North Coast Highway, Apartment H  
Laguna Beach, CA 92651  
Occupational Therapist License No. OT  
8489**

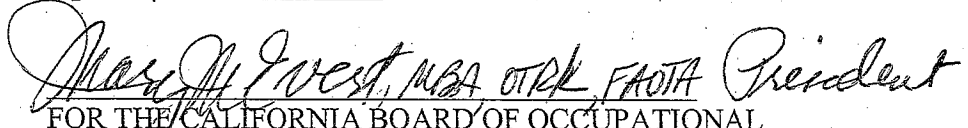
Respondent.

**DECISION AND ORDER**

The attached Stipulated Surrender of License and Order is hereby adopted by the  
California Board of Occupational Therapy, Department of Consumer Affairs, as its Decision in  
this matter.

This Decision shall become effective on August 28, 2010.

It is so ORDERED July 29, 2010.

  
FOR THE CALIFORNIA BOARD OF OCCUPATIONAL  
THERAPY  
DEPARTMENT OF CONSUMER AFFAIRS

1 EDMUND G. BROWN JR.  
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9 **BEFORE THE**  
**CALIFORNIA BOARD OF OCCUPATIONAL THERAPY**  
10 **DEPARTMENT OF CONSUMER AFFAIRS**  
11 **STATE OF CALIFORNIA**

12 In the Matter of the Accusation/Petition to  
13 Revoke Probation Against:

14 **EMILY VRKLJAN**  
470 North Coast Highway, Apartment H  
15 Laguna Beach, CA 92651

16 **Occupational Therapist License No. OT 8489**

17 Respondent.

Case No. OT-2005-64-S

OAH Case No.

**STIPULATED SURRENDER OF  
LICENSE AND ORDER**

18  
19 IT IS HEREBY STIPULATED AND AGREED by and between the parties in this  
20 proceeding that the following matters are true:

21 **PARTIES**

22 1. Heather Martin (Complainant) is the Executive Officer of the California Board of  
23 Occupational Therapy. She brought this action solely in her official capacity and is represented  
24 in this matter by Edmund G. Brown Jr., Attorney General of the State of California, by Carl W.  
25 Sonne, Deputy Attorney General.

26 2. Emily Vrkljan (Respondent) is representing herself in this proceeding and has chosen  
27 not to exercise her right to be represented by counsel.  
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3. On or about October 31, 2005, the California Board of Occupational Therapy issued Occupational Therapist License No. OT 8489 to Emily Vrkljan (Respondent). The license was in full force and effect at all times relevant to the charges brought in Accusation/Petition to Revoke Probation No. OT-2005-64-S and will expire on July 31, 2012, unless renewed.

## JURISDICTION

4. Accusation/Petition to Revoke Probation No. OT-2005-64-S was filed before the California Board of Occupational Therapy (Board), Department of Consumer Affairs, and is currently pending against Respondent. The Accusation/Petition to Revoke Probation and all other statutorily required documents were properly served on Respondent on May 24, 2010. A copy of Accusation/Petition to Revoke Probation No. OT-2005-64-S is attached as Exhibit A and incorporated herein by reference.

## ADVISEMENT AND WAIVERS

5. Respondent has carefully read, and understands the charges and allegations in Accusation/Petition to Revoke Probation No. OT-2005-64-S. Respondent also has carefully read, and understands the effects of this Stipulated Surrender of License and Order.

6. Respondent is fully aware of her legal rights in this matter, including the right to a hearing on the charges and allegations in the Accusation/Petition to Revoke Probation; the right to be represented by counsel, at her own expense; the right to confront and cross-examine the witnesses against her; the right to present evidence and to testify on her own behalf; the right to the issuance of subpoenas to compel the attendance of witnesses and the production of documents; the right to reconsideration and court review of an adverse decision; and all other rights accorded by the California Administrative Procedure Act and other applicable laws.

7. Respondent voluntarily, knowingly, and intelligently waives and gives up each and every right set forth above.

CULPABILITY

8. Respondent admits the truth of each and every charge and allegation in Accusation/Petition to Revoke Probation No. OT-2005-64-S, agrees that cause exists for

1 discipline and hereby surrenders her Occupational Therapist License No. OT 8489 for the Board's  
2 formal acceptance.

3 9. Respondent understands that by signing this stipulation she enables the Board to issue  
4 an order accepting the surrender of her Occupational Therapist License without further process.

5 CONTINGENCY

6 10. This stipulation shall be subject to approval by the California Board of Occupational  
7 Therapy. Respondent understands and agrees that counsel for Complainant and the staff of the  
8 California Board of Occupational Therapy may communicate directly with the Board regarding  
9 this stipulation and surrender, without notice to or participation by Respondent. By signing the  
10 stipulation, Respondent understands and agrees that she may not withdraw her agreement or seek  
11 to rescind the stipulation prior to the time the Board considers and acts upon it. If the Board fails  
12 to adopt this stipulation as its Decision and Order, the Stipulated Surrender and Disciplinary  
13 Order shall be of no force or effect, except for this paragraph, it shall be inadmissible in any legal  
14 action between the parties, and the Board shall not be disqualified from further action by having  
15 considered this matter.

16 11. The parties understand and agree that facsimile copies of this Stipulated Surrender of  
17 License and Order, including facsimile signatures thereto, shall have the same force and effect as  
18 the originals.

19 12. This Stipulated Surrender of License and Order is intended by the parties to be an  
20 integrated writing representing the complete, final, and exclusive embodiment of their agreement.  
21 It supersedes any and all prior or contemporaneous agreements, understandings, discussions,  
22 negotiations, and commitments (written or oral). This Stipulated Surrender of License and Order  
23 may not be altered, amended, modified, supplemented, or otherwise changed except by a writing  
24 executed by an authorized representative of each of the parties.

25 13. In consideration of the foregoing admissions and stipulations, the parties agree that  
26 the Board may, without further notice or formal proceeding, issue and enter the following Order:  
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14. The surrender of Respondent's Occupational Therapist License and the acceptance of the surrendered license by the Board shall constitute the imposition of discipline against Respondent. This stipulation constitutes a record of the discipline and shall become a part of Respondent's license history with the Board.

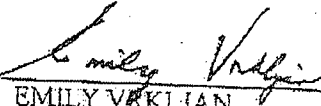
16. Respondent shall cause to be delivered to the Board both her wall license certificate and, if one was issued, pocket license on or before the effective date of the Decision and Order.

18. If Respondent should ever apply or reapply for a new license or certification, or petition for reinstatement of a license, by any other health care licensing agency in the State of California, all of the charges and allegations contained in Accusation/Petition to Revoke Probation, No. OT-2005-64-S shall be deemed to be true, correct, and admitted by Respondent for the purpose of any Statement of Issues or any other proceeding seeking to deny or restrict licensure.

I have carefully read the Stipulated Surrender of License and Order. I understand the stipulation and the effect it will have on my Occupational Therapist License. I enter into this

1 Stipulated Surrender of License and Order voluntarily, knowingly, and intelligently, and agree to  
2 be bound by the Decision and Order of the California Board of Occupational Therapy.  
3

4 DATED: 6-8-10

  
5 EMILY VRKLJAN  
6 Respondent

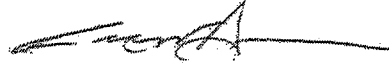
7 ENDORSEMENT

8 The foregoing Stipulated Surrender of License and Order is hereby respectfully submitted  
9 for consideration by the California Board of Occupational Therapy of the Department of  
10 Consumer Affairs.

11 Dated: June 8, 2010

Respectfully submitted,

12 EDMUND G. BROWN JR.  
13 Attorney General of California  
14 JAMES M. LEDAKIS  
15 Supervising Deputy Attorney General

  
16 CARL W. SONNE  
17 Deputy Attorney General  
18 Attorneys for Complainant

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